

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: PHARMACEUTICAL)	MDL No. 1456
INDUSTRY AVERAGE WHOLESALE)	Master Docket 01-cv-12257
PRICE LITIGATION)	
)	
)	Subcategory 06-11337
THIS DOCUMENT RELATES TO:)	Civil Action No. 08-cv-10852
)	
<i>United States of America Ex Rel.</i>)	
<i>Ven-A-Care of the Florida Keys, Inc.</i>)	
<i>a Florida Corporation, by and through</i>)	
<i>its principal officers and directors,</i>)	
<i>ZACHARY T. BENTLEY and T. MARK</i>)	
<i>JONES, vs. Actavis Mid Atlantic LLC,</i>)	
<i>et al.</i>)	
)	
<i>United States of America Ex Rel.</i>)	Civil Action No. 10-cv-11186
<i>Ven-A-Care of the Florida Keys</i>)	
<i>vs. Baxter Healthcare Corporation and</i>)	Judge Patti B. Saris
<i>Baxter International Inc.</i>)	

STATUS REPORT APRIL 1, 2011

Pursuant to the Court's June 17, 2004 Procedural Order, the undersigned counsel for plaintiff and relator Ven-A-Care of the Florida Keys, Inc., hereby submits the following status report to the Court listing the status of all motions to date.

Respectfully submitted,

GOODE CASSEB JONES
RIKLIN CHOATE & WATSON, P.C.
P.O. Box 120480
San Antonio, Texas 78212
(210) 733-6030
(210) 733-0330 - Fax

By: /s/ Rand J. Riklin
Rand J. Riklin (TX Bar No. 16924275)
John E. Clark (TX Bar No. 04287000)

Jonathan Shapiro
STERN, SHAPIRO, WEISSBERG & GARIN
90 Canal Street, Ste. 500
Boston, MA 02114-2022
(617) 742-5800
(617) 742-5858 - Fax

**ATTORNEYS FOR VEN-A-CARE OF THE
FLORIDA KEYS, INC.**

MDL 1456 Status Report
USA ex rel. Ven-A-Care v. Actavis, et al.
Case No. 08-cv-10852

Pending Motions

On March 31, 2011, Relator, Ven-A-Care of the Florida Keys, Inc., filed Objections and Motion for Protective Order Concerning Notices of Deposition and Subpoena Duces Tecum served by Defendants [DKT #138 in Case No. 08-10851].

Discovery

Case Management Order No. 32 was signed on February 25, 2010 [DKT #6926]. The parties have exchanged their Rule 26 disclosures and have commenced discovery pursuant to the Case Management Order.

On March 28, 2011, the Court granted the parties' Joint Request for A Status Conference at the Court's Earliest Convenience [DKT #7481], and a status conference is set for May 24, 2011 at 2:30 p.m.

On March 30, 2011, the Court granted the Agreed Motion for Extension of Discovery Deadline set forth in CMO No. 32, extending the fact discovery deadline for a period of 60 days as it pertains to certain depositions described in the Order [DKT #137].

MDL 1456 Status Report
USA ex rel. Ven-A-Care v. Baxter, et al.
Case No. 10-cv-11186

Pending Motions

None.

The Court entered a Scheduling Order on March 22, 2011 [DKT #7482 in Case No. 01-cv-12257], and all deadlines are stayed through the mediation period ending June 24, 2011.

CERTIFICATE OF SERVICE

I hereby certify that I, Rand J. Riklin, caused a true and correct copy of the foregoing Status Report to be served on all counsel of record electronically on March 31, 2011, pursuant to Paragraph 11 of Case Management Order No. 2, by sending a copy to LEXIS File & Serve electronic filing service.

Respectfully submitted,

By: /s/ Rand J. Riklin
Rand J. Riklin
John E. Clark

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RIKLIN CHOATE & WATSON, P.C.
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